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**From:** Li, Jake [Li.Jake@epa.gov]  
**Sent:** 9/16/2021 10:23:39 PM  
**To:** Odusote, Gloria [odusote.gloria@epa.gov]; Freedhoff, Michal [Freedhoff.Michal@epa.gov]; Keigwin, Richard [Keigwin.Richard@epa.gov]  
**CC:** Hanley, Mary [Hanley.Mary@epa.gov]; Richmond, Jonah [Richmond.Jonah@epa.gov]; Tyler, Tom [Tyler.Tom@epa.gov]  
**Subject:** RE: ASAP TURNAROUND: NASDA briefing materials

Hi Gloria. I have nothing to add to Q5 and 5. But I do have a comment on Q7.

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**From:** Odusote, Gloria <odusote.gloria@epa.gov>  
**Sent:** Thursday, September 16, 2021 6:13 PM  
**To:** Freedhoff, Michal <Freedhoff.Michal@epa.gov>; Li, Jake <Li.Jake@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>  
**Cc:** Hanley, Mary <Hanley.Mary@epa.gov>; Richmond, Jonah <Richmond.Jonah@epa.gov>; Tyler, Tom <Tyler.Tom@epa.gov>  
**Subject:** FW: ASAP TURNAROUND: NASDA briefing materials  
**Importance:** High

Hi Michal, Jake, and Rick,

Yesterday, the AO asked for answers to the following questions due by EOD today. Due to the quick turn around time, OPP has drafted answers to be delivered to the AO but may be subject to change.

Can you review and let us know if it's okay to send on. Questions 5 and 6 are from Comms and are very similar to press releases. If you have limited time, I would focus on number 7.

5. Can dicamba tolerant farmers make 2022 growing decisions and place their crop input orders knowing that "over-the-top" dicamba products will be available for the next growing season?

## Ex. 5 Deliberative Process (DP)

6. Follow-up: How soon can EPA provide a decision that gives farmers assurance the "over-the-top" dicamba products will be available for 2022?

# Ex. 5 Deliberative Process (DP)

7. Recently, the EPA announced it changed its position on allowing states to request a pesticide label restriction under FIFRA 24(c) - now requiring states to go through a more onerous process of using FIFRA Section 24(A). What resources can EPA bring to the table to facilitate state approvals under section 24(A)?

# Ex. 5 Deliberative Process (DP)

**From:** Levy, Maxwell <Levy.Maxwell@epa.gov>

**Sent:** Wednesday, September 15, 2021 3:05 PM

**To:** Gill, Sonam <Gill.Sonam@epa.gov>; Sabater, Juan <Sabater.Juan@epa.gov>; Diaz, Catherine <Diaz.Catherine@epa.gov>; Richmond, Jonah <Richmond.Jonah@epa.gov>; Selia, Emily <Selia.Emily@epa.gov>; Welch-White, Venus <WelchWhite.Venus@epa.gov>

**Cc:** Park, Susan <Park.Susan@epa.gov>; Enobakhare, Rosemary <Enobakhare.Rosemary@epa.gov>; Cortez Russell, Loni <Russell.Loni@epa.gov>; Katims, Casey <Katims.Casey@epa.gov>

**Subject:** ASAP TURNAROUND: NASDA briefing materials

Hey team, pulling together a thread on NASDA materials to make sure we're all on the same page for some ASAP turnaround materials to prep for the NASDA meeting on Monday. Below is a breakdown for what I'm hoping everyone can pull together, please let me know if you have any flags! I'll flag that I'm out tomorrow so please make sure to keep Rosemary looped in on all of this. Let's aim to get as much of this sent back to OPEEE/Maria by EOD Thursday.

**BACKGROUND AND Q&A:** Attached is a doc with NASDA's proposed questions. Can the following teams prep background and TPs for their respective questions?

- **Working with states (Q1):** OCIR, along with Emily and Venus in the Ag office
- **WOTUS (Q2-4):** Can OW propose one question that captures at least parts of the WOTUS issues in the doc, along with the background+answers
- **Dicamba (Q5-6):** OCSPP, and feel free to suggest a revised/combined question here
- **FIFRA (Q7):** OCSPP, do you want to answer this question or should we suggest cutting it? If we answer, please prep!
- **Q8:** OPEEE

OPEEE/Ag Office will be compiling the background, and Maria will be working through TPs. Please send both to me, Maria, Rosemary, Susan Park, and Emily Selia.

Thanks!

-Max

**Max Levy**

Special Assistant

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